

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant(s): Alessandro Boer, et al

For: A Refrigerator and a Method for Controlling Variable Cooling Capacity Thereof

Serial No.: 10/597,906

Filed: August 11, 2006

Docket No.: 71354-0449/IT20030103 US

CERTIFICATE OF MAILING/TRANSMISSION (37 CFR 1.8(a))	
I hereby certify that this correspondence is, on the date shown below, being transmitted to Office of Initial Patent Examination at the United States Patent & Trademark Office via facsimile sent to 703-746-4060.	
_____ /Marisa L. Matthews/ <b>Signature</b>	Date: _____ May 8, 2007
_____ Marisa L. Matthews (type or print name of person certifying)	

**RESPONSE TO NOTICE TO FILE MISSING PARTS OF APPLICATION**

Commissioner for Patents  
**ATTENTION: BOX MISSING PARTS**  
PO Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted for filing in the above-referenced patent application are the following:

- ☒ A Declaration for Utility or Design Patent Application.
- ☒ A copy of the Notice to File Missing Parts of Application Filing Date Granted. Form PTO-1533.
- ☒ Authorization to charge to our Deposit Account No. 50-2003 of \$130 for the surcharge for late filing of the Declaration as set forth in 37 C.F.R. § 1.16(e).

☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-2003.

1. Any patent application processing fees under 37 C.F.R. § 1.17;
2. Any filing fees under 37 C.F.R. § 1.16 for presentation of extra claims; and
3. Any additional filing fees required under 37 C.F.R. § 1.16.
4. Any Assignment recording fees.

☐ A duplicate copy of this correspondence is enclosed.

Respectfully submitted,

Alessandro Boer, et al.

Date: May 8, 2007

By: /Mark A. Davis/  
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## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/597,906	Alessandro Boer	71354-0449

INTERNATIONAL APPLICATION NO.
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PCT/EP05/50590

I.A. FILING DATE	PRIORITY DATE
02/10/2005	02/12/2004

20915  
 MCGARRY BAIR PC  
 32 Market Ave. SW  
 SUITE 500  
 GRAND RAPIDS, MI 49503

CONFIRMATION NO. 7759

371 FORMALITIES LETTER



\*OC000000023596378\*

Date Mailed: 04/30/2007

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 08/11/2006
- Copy of the International Search Report filed on 08/11/2006
- Preliminary Amendments filed on 08/11/2006
- Information Disclosure Statements filed on 08/11/2006
- Oath or Declaration filed on 08/11/2006
- U.S. Basic National Fees filed on 08/11/2006
- Priority Documents filed on 08/11/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

## SUMMARY OF FEES DUE:

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web.  
<https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html>

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**If you are not using EFS-Web to submit your reply, you must include a copy of this notice.**

VIRGINIA L IRBY

Telephone: (703) 308-9140 EXT 229

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/597,906	PCT/EP05/50590	71354-0449